HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No.2292 of 2004

Between:

Ragam Upender
and others

…Petitioners

AND

Government of India,
Ministry of Home Affairs,
(Freedom Fighters Division)
rep. by its Under Secretary to
Government of India,
Lok Nayak Bhavan, Khan Market,
New Delhi.

… Respondent

ORDER

Counsel for petitioners : Shri Kowturu Vinaya Kumar

Counsel for the respondent : Shri A.Rajasekhar Reddy,
Assistant Solicitor General.

Dated: 10-10-2006

In this petition, the petitioners have prayed for issue of a mandamus to the respondent to consider their claim for grant of pension under Swatantrata Sainik Samman Pension Scheme, 1980 (for short 'the 1980 Scheme') and decide the same in view of the subsequent recognition of the border camps.

In paragraph 39 of the counter-affidavit filed on behalf of respondent No.1, it has been averred that the claim of the petitioners was rejected because the camps in which they are said to have remained underground have not been recognised. It has been further averred that subsequently 18 more camps were recognised including the camps mentioned against the names of the petitioners, and therefore, their cases have been reviewed.

In view of the assertion contained in paragraph 39 (b) and (c) of the counter-affidavit, the writ petition is disposed of with a direction that the petitioners' claim for grant of pension under the 1980 Scheme shall be reviewed and finally decided within a period of three months and the decision be communicated to each of the petitioners by registered post at the end of three months period.

G.S.SINGHVI, CJ

10-10-2006

Note: The Court Officer is directed to give attested copy of this order to the learned Assistant Solicitor General for being communicated to the concerned authority of the Government of India.
(b/o)
bsc